BILL NO. S-90-01-05

SPECIAL ORDINANCE NO. S-24-90

AN ORDINANCE approving the awarding of Reference #1403 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **TOM WOOD PONTIAC, INC.** for the Street Department.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #1403 between the City of Fort Wayne, by and through its Department of Purchasing and **TOM WOOD PONTIAC, INC.** for the Street Department, respectfully for:

> **the purchase of two (2) 1/2 ton pick-up trucks for the Street Department;**

involving a total cost of Twenty-Two Thousand Eight Hundred Fourteen and 42/100 Dollars ($22,814.42.), all as more particularly set forth in said Reference #1403 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Thomas C. Henry
Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

REF. NO.:	1403
DEPT.:	STREET DEPT
DATE:	12/27/89
ITEM/SERV.:	PICK-UPS

PURCHASING INFORMATION

ADVERTISED BID:	YES
DATES ADVERTISED:	11/6/89 & 11/13/89
OPENING DATE:	11/28/89
WRITTEN QUOTE:	
DUE DATE:	
VERBAL QUOTE:	
SINGLE SOURCE:	
NO. OF VENDORS NOTIFIED:	21
NO. OF VENDORS RECEIVING BID:	8
NO. OF VENDORS RETURNING BID:	3
NO. OF VENDORS DISQUALIFIED:	0
NO. OF VENDORS NOT RESPONDING:	18
DATE SENT TO DEPT FOR RECOMM.:	11/29/89
DATE RECOMMENDATION REC'D IN PURCH:	12/26/89

COUNCIL INFORMATION	DATES SENT	EXTENSION DATES
DATE INFO SENT TO LAW DEPT.:	12/27/89	
INTRODUCTION DATE:	1/9/90	
DISCUSSION DATE:	1/16/90	
PASSAGE DATE:	1/23/90	
ORDINANCE NO.:		

AMOUNT APPROVED AND/OR SPENT
LAST YEAR: (IF APPLICABLE)

REFERENCE NO. 1403
PICK-UP TRUCKS
STREET DEPARTMENT

DESCRIPTION	TOM WOOD PONTIAC	KELLEY CHEVY	ALLEN CO MOTORS
MAKE	GMC-1/2 TON	CHEVY-1/2 TON	FORD-F-150
COST UNIT	$11,407.21	$12,387.54	$12,616.00
TOTAL (2)	$22,814.42	$24,775.08	$25,232.00
DELIVERY	60-90 DAYS	6 WEEKS	5-9 WEEKS

FRONT PAGE/INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
PHONE 219-427-1101

BID OPENING DATE 11-28-89 @ 11:00 AM BID REFERENCE # 1403

SEALED BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A.M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS & SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER".

THIS INVITATION FOR BID IS FOR TWO (2) +/- NEW 1989 OR 1990 MODEL PICK-UP TRUCKS PER SPECIFICATIONS

AND REQUESTED BY CITY OF FT WAYNE STREET DEPT

THIS BID REQUIRES A XXXXX 5% BID BOND, CERTIFIED OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: _____% IF PAID WITHIN _____ DAYS.

THIS INVITATION IS ISSUED TO ESTABLISH A CONTRACT TO SUPPLY THE CITY OF FORT WAYNE WITH A COMMODITY OR SERVICE IN ACCORDANCE WITH ACCOMPANYING SPECIFICATIONS.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME TOM WOOD PONTIAC/GMC

STREET ADDRESS 7550 E. WASHINGTON ST.

CITY INDIANAPOLIS PHONE # 317-352-9311

BY [signature]
REPRESENTATIVE SIGNATURE

SPECIFICATIONS FOR TWO (2), PLUS OR MINUS, NEW 1989 OR 1990 MODEL PICK-UP TRUCKS, INCLUDING ALL EQUIPMENT LISTED AS STANDARD IN MANUFACTURER'S PRINTED LITERATURE DESCRIBING THE VEHICLES, UNLESS SUPERSEDED BY SPECIAL EQUIPMENT SPECIFIED HEREIN:

			MEET SPECS
1.	YEAR:	1989 OR 1990	yes 1990 – 6MC
2.	G.V.W:	6100 LBS MINIMUM	yes – 6100 GVW
3.	WHEELBASE:	133 INCHES MINIMUM – EXCEPTION –	131.5 W.B.
4.	CAB, INTERIOR & BODY:	STANDARD W/DUAL PADDED VISORS BLACK INSULATED RUBBER/VINYL FLOOR MAT, AM-FM RADIO, CIGARETTE LIGHTER, 8' FLEETSIDE BED, SEAT-HD VINYL	YES
5.	WINDSHIELD WIPERS:	2-SPEED ELECTRIC W/WASHERS	2SPD & INTERMITTANT
6.	MIRRORS:	2 OUTSIDE, 6"X9", WING-LOCK LOW PROFILE	EXCEPTION – 6.5" X 9" BELOW EYE-LINE NOT SWING LOCK!
7.	HEATER/DEFROSTER W/ AIR CONDITIONER:	HEAVY DUTY FRESH AIR HIGH OUTPUT	yes
8.	SEATS:	HEAVY DUTY FULL FOAM BENCH TYPE	yes
9.	SEAT BELTS:	DRIVER AND RIDER	yes
10.	COLOR:	1 SINGLE COLOR OMAHA ORANGE	yes
11.	GAUGES:	GAUGE-TYPE INDICATORS, DISABILITY SWITCH AMP, OIL, WATER	yes
12.	ENGINE:	V-8 CYL., 4.9L MIN. W/HEAVY DUTY COOLING	yes
13.	OIL FILTER:	FULL FLOW, 1 QRT CAPACITY	yes
14.	AIR CLEANER:	STANDARD	yes
15.	ELECTRICAL SYSTEM:	12 VOLT	yes
16.	BATTERY/ALTERNATOR:	HEAVY DUTY 70 AMP HR MAINTENANCE FREE, MIN. 60 AMP ALTERNATOR	yes
17.	DIRECTIONAL SIGNALS:	SELF-CANCEL, FRONT/REAR	yes
18.	CAB DOME LIGHT:	INSTALLED FRONT	yes
19.	SHOCK ABSORBERS:	HEAVY DUTY, FRONT/REAR	yes
20.	BUMPERS:	FRONT/REAR, STEP TYPE	AFTERMARKET; HERCULES PAINTED REAR STEP yes
21.	SPRINGS:	HEAVY DUTY, FRONT/REAR	yes
22.	AXLES:	* FRONT-3400 LBS MIN. CAP., REAR-3750 LBS MIN. CAP.	yes/no * EXCEPTION – FRONT – 3150 REAR – 3150

EXCEPTION - V02 - INTERNAL 6M COOLER!

23. TRANSMISSION:	3-SPEED AUTOMATIC W/EXTERNAL COOLER	yes
24. REAR END:	STANDARD AXLE RATIO W/TRACTION LOCK	yes
25. RUSTPROOFING:	THE FRAME, CHASSIS, FENDERS & BODY, ETC. EXCEPT FOR DRIVESHAFT SHALL BE COMPLETELY RUSTPROOFED. RUSTPROOFING MUST BE IN COMPLIANCE W/FEDERAL MILITARY SPECS. GSA SPEC. FED-STD-297A-2-22-75, ENTIRE VEH. MUST BE RUSTPROOFED BY A COMMERCIALLY ACCEPTABLE PRACTICE W/WARRANTY INDICATED	yes
26. TIRES:	4 TUBELESS P 235/75R X L	P235-75R-15
27. BRAKES:	HEAVY DUTY, POWER BRAKES, DUAL SYSTEM	yes
28. REFLECTORS, MARKER & CLEARANCE LIGHTS:	INSTALLED TO MEET STATE REQUIREMENTS ON ALL CLASS 1 & 3 TRUCKS	yes
29. WHEELS:	FOUR (4) 5 HOLE 15.0"X5.5", W/STANDARD COVER	15 X 7.0
30. MANUALS:	TWO (2) SERVICE MANUALS FOR EACH VEHICLE	yes
31. WARRANTIES:	GIVE DESCRIPTION OF ALL WARRANTIES AND COMPONENT WARRANTIES AVAILABLE	BELOW -
	FOB: FORT WAYNE	
	MAKE:	
	MODEL: 1/2 TON	TC10903
	COST PER TRUCK:	$ —
	LESS DISCOUNT:	$ —
	TOTAL PER UNIT:	$ 11,407.21
	TOTAL FOR TWO:	$ 22,814.42
	DELIVERY TIME ARO:	60 TO 90 DAYS AFTER RECEIPT OF ORDER!

STANDARD 6M WARRANTY:

3 YRS/50,000 MILES BUMPER TO BUMPER -
$100 - DEDUCTIBLE PER CUSTOMER VISIT
AFTER 12 MONTHS OR 12,000 MILES WHICHEVER COMES 1ST -!

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.3)
(Please type or print)

Date: 11-27-89

1. Governmental Unit: CITY OF FWT
2. County: ALLEN
3. Bidder (Firm): TOM WOOD PONTIAC/GMC
   Address: 7550 E. WASHINGTON ST.
   City/State: INDIANAPOLIS, IN. 46219
4. Telephone Number: 317-352-9311
5. Agent of Bidder (If applicable): N/A

Pursuant to notices given, the undersigned offers bid(s) to CITY OF FORT WAYNE (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

Signature of Bidder or Agent
Fleet Manager

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount
PICK-UP	2	11,407.21	1/2 TON-GMC	11,306	22,612-

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
_____ COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

Tom Wood Pontiac/GMC
Bidder (Firm)
Signature of Bidder or Agent

Subscribed and sworn to before me this 27 day of Nov, 19 89

My Commission Expires: 8-17-92

County of Residence: Marion

Bonnie J Beeler
Notary Public

BONNIE F BEELER
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

Peerless Insurance
Nationale-Nederlanden North America
Property and Casualty Group

62 Maple Avenue
Keene, New Hampshire 03431

BID BOND #M6-93-34

BID BOND

The American Institute of Architects,
AIA Document No. A310 (February, 1970 Edition)

KNOW ALL MEN BY THESE PRESENTS, that we Tom Wood Pontiac, Inc.

as Principal, hereinafter called the Principal, and PEERLESS INSURANCE COMPANY A CORPORATION ORGANIZED UNDER THE LAWS OF THE STATE OF NEW HAMPSHIRE AND HAVING ITS HOME OFFICE AT KEENE COUNTY OF CHESHIRE AND STATE OF NEW HAMPSHIRE

a corporation duly organized under the laws of the State of Indiana
as Surety, hereinafter called the Surety, are held and firmly bound unto

City of Fort Wayne
as Obligee, hereinafter called the Obligee, in the sum of

5%

Dollars ($

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for

1-3/4 Ton Pick Up Truck

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or Contract Documents with good and sufficient surety for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 22nd day of November 1989

(Principal) (Seal)

(Witness)

TRUCK MANAGER
(Title)

PEERLESS INSURANCE COMPANY
(Surety) (Seal)

(Witness)

ATTORNEY IN FACT
(Title)

Revised to February, 1970
SB 5714b Printed in U.S.A. 346-206(3/82)

489893

October 1, 1991

Donald W. Kuehr, Sr.

Indianapolis Indiana

bonds, undertakings, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; no one bond to exceed TWO HUNDRED FIFTY THOUSAND DOLLARS ($250,000.):

X

X

Prescribed by the State Board of Accounts Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: 11-27-89

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Signature of Bidder or Agent
Fleet Manager

BID OFFER OR PROPOSAL

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6MC TRUCK	2		1/2 TON PICKUPS	11,306—	22,612—

NON-COLLUSION AFFIDAVIT

STATE OF INDIANA)
) SS:
_____ COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

TOM WOOD PONTIAC/GMC
Bidder (Firm)

Signature of Bidder or Agent

Subscribed and sworn to before me this 27 day of Nov 19 89

My Commission Expires: 8-12-92
County of Residence: Marion

Bonnie J Butler
Notary Public

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for classes or items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____
_____ _____
_____ _____

DIGEST SHEET

S-90-01-09

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. 1403 for two 1/2 ton pick-up trucks for the Street Department. The cost reflects the lowest and most responsive of three (3) vendors.

EFFECT OF PASSAGE: These will replace the worn out vehicles currently in use.

EFFECT OF NON-PASSAGE: Current vehicles are unsafe and costly to repair.

MONIES INVOLVED: Tom Wood Pont $22,814.42

PRICE AGREEMENT:

PURCHASE ORDER: Yes

SOURCE OF FUNDING: Street Dept 128-128-1201-4441

PRIOR APPROVAL: DATE:
(IF APPLICABLE)

BILL NO. S-90-01-09

REPORT OF THE COMMITTEE ON FINANCE

THOMAS C. HENRY, CHAIRMAN
DONALD J. SCHMIDT, VICE CHAIRMAN
BRADBURY, BURNS, GiaQUINTA

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) ~~(RESOLUTION)~~ approving the awarding of Reference #1403 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and TOM WOOD PONTIAC, INC. for the Street Department

HAVE HAD SAID (ORDINANCE) ~~(RESOLUTION)~~ UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID (ORDINANCE) ~~(RESOLUTION)~~

DO PASS	DO NOT PASS	ABSTAIN	NO REC

DATED: 1-23-90.

Sandra E. Kennedy
City Clerk

Read the first time in full and on motion by Henry, seconded by Edmonds, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATED: 1-9-90

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry, seconded by Long, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	9			
BRADBURY	✓			
BURNS	✓			
EDMONDS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG	✓			
REDD	✓			
SCHMIDT	✓			
TALARICO	✓			

DATED: 1-23-90.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (~~ZONING MAP~~) ORDINANCE ~~RESOLUTION~~ NO. 1-24-90 on the 23rd day of January, 19 90,

ATTEST
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL
Charles S. Redd
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of January, 19 90, at the hour of 11:00 o'clock A.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 28th day of January, 19 90, at the hour of 3:45 o'clock P.M.,E.S.T.

PAUL HELMKE, MAYOR